

**LEGISLATIVE SERVICES AGENCY  
OFFICE OF FISCAL AND MANAGEMENT ANALYSIS**

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**FISCAL IMPACT STATEMENT**

**LS 6073**

**BILL NUMBER:** SB 13

**NOTE PREPARED:** Oct 24, 2012

**BILL AMENDED:**

**SUBJECT:** Alcoholic Beverages.

**FIRST AUTHOR:** Sen. Boots

**BILL STATUS:** As Introduced

**FIRST SPONSOR:**

**FUNDS AFFECTED:** ☒ **GENERAL**  
☒ **DEDICATED**  
**FEDERAL**

**IMPACT:** State & Local

**Summary of Legislation:** This bill creates a supplemental dealer's permit. It provides that a supplemental dealer's permit may be issued only to a holder of a beer, wine, or liquor dealer's permit. The bill allows the holder of a supplemental dealer's permit to sell alcoholic beverages for carryout on Sunday. It also establishes fees for a supplemental dealer's permit and requires the fees to be deposited in the Enforcement and Administration Fund of the Alcohol and Tobacco Commission.

The bill allows the holder of a package liquor store permit, farm winery permit, or microbrewery permit to sell carryout alcoholic beverages on Sunday without a supplemental dealer's permit. It also allows a minor to be on the licensed premises of a package liquor store if the minor is accompanied by the minor's parent or guardian who is at least 21 years of age. It eliminates residency requirements for alcoholic beverage dealers. The bill repeals a provision that limits the commodities that a package liquor store may sell.

**Effective Date:** July 1, 2013.

**Explanation of State Expenditures:** *Alcohol and Tobacco Commission (ATC):* This bill could increase administrative expenditures for the ATC by requiring the ATC to establish rules governing issuance of a supplemental dealer's permit. Any increase in expenditures may be offset by an increase in permit fee revenue.

**Explanation of State Revenues:** *Permit Fee Revenue:* This bill could increase permit fee revenues deposited in the Enforcement and Administration Fund. The bill creates a supplemental dealer's permit to allow holders of beer, wine, or liquor dealer permits to sell alcoholic beverages for carryout on Sunday. The annual fee for the permit is \$500 if the dealer sells only beer, only wine, or only liquor; \$750 if the dealer sells any two of the

alcoholic products; and \$1,000 if the dealer sells beer, wine, and liquor.

*Impact on Alcohol Sales:* While it is assumed that the majority of consumers are able to purchase all the alcoholic beverages they desire to consume within the hours dictated by current law, it is possible that the added convenience and availability of alcohol sales on Sundays may allow consumers to purchase more alcoholic beverages than they would have otherwise. The extent to which consumers make additional purchases above what would be purchased under current law is unknown. This provision also would allow individuals who are temporarily in the state to purchase alcohol on Sundays and potentially increase sales. However, any impact on sales and Sales Tax and Alcoholic Beverage Tax revenue will likely be mitigated by a shift from other taxable items.

The Alcoholic Beverage Tax is distributed in varying amounts to the following funds: General Fund, Post War Construction Fund, Enforcement and Administration Fund, Addiction Services Fund, and Wine Grape Market Development Fund. The state retains 50% of the General Fund distribution, and the remainder is distributed to cities and towns based on population.

Sales Tax revenue is deposited in the state General Fund (99.848%), the Commuter Rail Service Fund (0.123%), and the Industrial Rail Service Fund (0.029%).

**Explanation of Local Expenditures:**

**Explanation of Local Revenues:** See *Explanation of State Revenues*.

**State Agencies Affected:** ATC.

**Local Agencies Affected:**

**Information Sources:** *Indiana Handbook of Taxes, Revenues, and Appropriations*

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